IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 15th day of March 2005
Bail application No. 167 of 2005
Order on Bail application of accused

CRIMINAL SIDE

1. Amba Dutt S/o Gusain Dutt
2. Smt. Hira Devi W/o Sri Amda Dutt
   Both are R/o Village Nainoli
   Patwari Kshetra Barakuna
   Post Khotiola, Tehsil Bhanoli
   District Almora … Applicant

Versus

State of Uttaranchal … Opposite Party

Arising out of case crime no. 2 of 2004
Under Sections 498 (A), 306, 304(B) I.P.C. &
3/4 of Dowry Prohibition Act Registered at
Patwari Kshetra Barakuna
Tehsil Bhanoli
District Almora

By the court

Hon'ble B.C. Kandpal, J.

The applicants have applied for bail in case crime No. 2 of 2004, Under Sections 498(A), 306, 304(B) of I.P.C. and ¾ Dowry Prohibition Act registered at Patwari Kshetra Barakuna, Tehsil Bhanoli, District Almora.

Heard Sri Kailash Chandra Tiwari learned counsel for the applicants, learned A.G.A. and perused the record.

The case diary shows that there is no specific demand of dowry on the side of the applicants. It is a general assertion made in the statement of the complainant and his wife that they had been taunting the deceased on account of the meager dowry.

The applicants are father-in-law and mother-in-law of the deceased and they are in jail since 14.12.2004.

Considering the aforesaid facts and circumstances of the case, it is a fit case for bail.

Let the applicants Amba Dutt and Smt. Hira Devi be released on bail on their executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of C.J.M. concerned.

15.03.2005 **(B.C. Kandpal, J.)**
ASWAL